

UNITED STATES BANKRUPTCY COURT
SOUTHERN DISTRICT OF INDIANA

**NOTICE OF NEW LOCAL RULE
B-4004-1 ON CHAPTER 13 DISCHARGE PROCEDURE**

Pursuant to 28 U.S.C. §2071(e) and Rule 83 of the Federal Rules of Civil Procedure, the United States Bankruptcy Court for the Southern District of Indiana hereby gives public notice that it has adopted new Local Rule B-4004-1, establishing a procedure for obtaining a discharge in Chapter 13 cases filed after October 17, 2005. The text of the rule is attached. The rule becomes effective June 1, 2007.

In addition, the Court has revised the Rights and Responsibilities document, referenced in Local Rule 2016-1(b). The revised version of that document, as well as the documents needed to comply with the new procedure for obtaining a discharge in BAPCPA Chapter 13 cases, will be available on the Court's Website under Local Forms and Instructions on or before the effective date.

Comments concerning the rule amendments are welcome. Comments must be submitted in writing on or before 30 days from the notice date, and should be sent to:

Local Rule Comments
Office of the Bankruptcy Clerk
P.O. Box 44978
Indianapolis, IN 46244

E-mail: Local_Rules_Comments@insb.uscourts.gov

Date: May 21, 2007

Kevin P. Dempsey
Bankruptcy Clerk

Discharge in Chapter 13 Cases

(a) Trustee's Notice of Completion. For all chapter 13 cases filed on or after October 17, 2005, the Chapter 13 trustee shall file a notice of completion of the plan after all payments have been received. That notice of completion shall be in conformance with the Court's form notice.

(b) Debtor's Required Pleadings. Within 30 days after the trustee files the notice of completion, the debtor shall file a motion for entry of Chapter 13 discharge and a certification of eligibility, in conformance with the Court's forms. Each debtor must file a separate certification.

(c) Local Forms. The notice of completion, the motion for entry of Chapter 13 discharge, and the certification of eligibility are available on the Bankruptcy Court's website, www.insb.uscourts.gov . (Under "Bankruptcy Forms and Instructions," consult the list of Local Forms and Instructions.)

(d) Closing and Reopening. If no motion for entry of chapter 13 discharge is filed, the case may be closed without entry of a discharge after filing of the trustee's final report, or 30 days after filing of the trustee's notice of completion, whichever is later. If the motion for entry of chapter 13 discharge is filed after the case has been closed, the debtor must also file a motion to reopen the case. A filing fee to reopen the case must be paid with the motion.